IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 607 OF 2005

Shri Narayan Hasha Mhatre & Ors. ...Appellants
V/s.
Shri Devraj Gangaji Patel & Ors. ...Respondents

Mr.R.S. Thakur for Appellants.
Mr.K.S. Dighe for Respondents No.1 and 2.

CORAM : B.H. MARLLAPALLE, J.
DATED : SEPTEMBER 27, 2005

P.C. :-

. Heard. Perused the compilation of documents submitted by the learned Counsel for the respondents. On the face of the registered Development Agreement of 28th July, 2004, the plaintiffs do not have any further prima case beyond the protection granted by the trial Court in the impugned order dated 21st April, 2005. Hence, this appeal need not be entertained and in any case, the plaintiffs may not seek any further relief on their failure to make out the case for balance of convenience in their favour.

. The appeal is dismissed in limine.

. In view of the disposal of the appeal, Civil Application does not survive.

(B.H. MARLLAPALLE, J.)